

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>REPUBLICAN PARTY OF:</b>	:	
<b>PENNSYLVANIA, et al.</b>	:	<b>CIVIL ACTION</b>
<b>Plaintiffs,</b>	:	
<b>v.</b>	:	
	:	
<b>PEDRO A. CORTÉS, in his capacity as</b>	:	
<b>Secretary of the Commonwealth</b>	:	
<b>Pennsylvania</b>	:	
	:	<b>NO. 16-5524</b>
<b>Defendants.</b>	:	

**ORDER**

AND NOW, this     day of     , 2016, upon consideration of defendant Secretary Cortés’ Motion to dismiss the Complaint, it is hereby ORDERED that the motion is GRANTED and plaintiffs’ Complaint is DISMISSED with Prejudice.

**BY THE COURT:**

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**Gerald J. PAPPERT, J.**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>REPUBLICAN PARTY OF PENNSYLVANIA, et al.</b>	:	
	:	
<b>Plaintiffs,</b>	:	<b>CIVIL ACTION</b>
<b>v.</b>	:	
	:	
<b>PEDRO A. CORTÉS, in his capacity as Secretary of the Commonwealth Pennsylvania</b>	:	
	:	
<b>Defendants.</b>	:	<b>NO. 16-5524</b>

**MOTION OF SECRETARY CORTÉS TO DISMISS PLAINTIFFS’ COMPLAINT**

Pursuant to Fed.R.Civ.P. 12(b)(1), 12(b)(2), 12(b)(6) and 12 (b) (7), Secretary Cortés moves to dismiss the complaint for lack of jurisdiction over the state law claim, lack of personal jurisdiction to enforce plaintiffs’ requested relief against Secretary Cortés, lack of standing, failure to state a claim and failure to join a party under Rule 19. In support of his motion, Secretary Cortés incorporates by reference his opposition to plaintiffs’ motion docketed at ECF No. 10, which includes his brief in support of his opposition. Secretary Cortés reserves the right to supplement this motion to the extent that the Court may take judicial notice of information provided during the hearing scheduled for October 28, 2018.

Wherefore, Secretary Cortés requests that this Court deny plaintiffs’ motion.

Respectfully submitted,

BRUCE M. BEEMER  
Attorney General

/s/ Sue Ann Unger  
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**CERTIFICATE OF SERVICE**

I, Sue Ann Unger, Sr. Deputy Attorney General, hereby certify that on October 27, 2016, I caused to be served a true and correct copy of the foregoing Motion to Dismiss the following via the method identified below:

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